IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 14948 of 2004

Between:

Mohd. Sarwar, S/o Mohd. Afzal,
R/o H.No. 11-1-998, D. Class, New Mallepally, Hyderabad.

..... PETITIONER

AND

1 The Inspector of Police, Habeebnagar Police Station, Hyderabad.
2 The Inspector of Police, Punjagutta Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly a writ in the nature of Writ of Mandamus declaring the action of the respondents herein in calling the petitioner to the Police Station and detaining the petitioner, as illegal, and arbitrary and consequently direct the respondents herein not to detain the petitioner in the Police Station as otherwise,

Counsel for the Petitioner: MR.A.RAVI SHANKAR

Counsel for the Respondent: GP FOR HOME

The Court made the following :

ORDER:

Petitioner seeks a declaration that the alleged action of the respondents in calling petitioner to the Police Station and detaining him is arbitrary and illegal.

On receipt of notice, counter affidavit has been filed on behalf of the respondents by the Inspector of Police, Habeebnagar Police Station, Hyderabad denying the allegations made by the petitioner and stating that the petitioner was never called to the Police Station nor detained by the respondent-police officials.

In the light of the averments of the counter affidavit which stood un-rebutted, since the petitioner has not chosen to file any reply affidavit, no further adjudication is necessary in this writ petition.

Accordingly, the writ petition is disposed of recording the statement of the respondents in the counter affidavit that the petitioner has not been called to the Police station nor detained. No costs.

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28-09-2004

klp

To

1 The Inspector of Police, Habeebnagar Police Station, Hyderabad.
2 The Inspector of Police, Punjagutta Police Station, Hyderabad.

3 2CCs to G.P. for Home, High Court buildings, Hyderabad.(OUT).

4 2CD copies